



COLVILLE CONFEDERATED TRIBES COLVILLE BUSINESS COUNCIL March 10, 2011 SPECIAL SESSION Resolution Index

Condensed by, Rachel Abrahamson, CBC Recording Secretary

Council Members Present: Shirley Charley, Michael Finley, Sylvia Peasley, Doug Seymour, Cherie Moomaw, Susie Allen, Michael Marchand, Harvey Moses, Ricky Gabriel, Virgil Seymour
Delegation/Absent: Ernie Williams, Andy Joseph, Brian Nissen, John Stensgar

Resolution No.	Condensed Recommendation Information	Colville Business Council Vote Tally
10 sig. 2011-122.cdc	to approve the US Department of HUD has a funding opportunity available through the Rural Innovation Fund for economic development projects; and , WHEREAS the Tribes' Biomass Fuel Enterprise is eligible to apply for up to \$800,000.00 with no additional required tribal funds. THEREFORE BE IT RESOLVED, it is the recommendation of the Community Development Committee to approve the submission of an application to HUD for the Rural Innovation Project and the Chair or designee is hereby authorized to sign all pertinent documents. Rationale: Timelines	10 for (EW, MF, BN, AJ, CM, SA, JS, DS, MM, HM) 0 AGAINST 0 ABSTENTIONS
10 sig. 2011-123.cdc/m&b	to authorize the Tribal Energy Program to submit a \$154,000.00 grant application for the Department of Energy First Steps Toward Developing Renewable Energy and Energy Efficiency on Tribal Lands request for proposals. The funds would be used for Capacity Building for the development of plans for the creation of a Tribal Utility. The Chairman or designee is authorized to sign grant application documents. Rationale: Timelines	10 for (EW, JS, RG, AJ, BN, MF, HM, CM, SA, DS) 0 AGAINST 0 ABSTENTIONS
10 sig. 2011-124.hhs	to accept and agree to the attached 2011 CITGO-Venezuela Heating Oil Program for Tribes, Grant guidelines and Terms & Conditions for the amount of \$331,650.00 and to authorize the Chairperson and/or his designee to sign the award letter. No tribal funds required. Rationale: Timelines	10 for (SC, SP, RG, DS, MF, MM, JS, HM, EW, CM) 0 AGAINST 0 ABSTENTIONS
10 sig. 2011-125.nrc/m&b	the Lake Roosevelt Raiders boys and girls basketball programs qualified for the State 2b Tournament in Spokane. Whereas, the total estimated cost of the girls and boys tournament is \$17,390.00. Therefore it is the recommendation of the joint Natural Resource/Management and Budget Committees to donate \$3,500.00 (or 20%) of the total costs to help support the Lake Roosevelt State Basketball costs. Funds to come from the Wells Dam Youth and Elders account. Rationale: Timelines	10 for (JS, EW, BN, HM, SA, DS, AJ, RG, MM, MF) 0 AGAINST 0 ABSTENTIONS

10 sig. 2011-126m&b	to approve the Fiscal Year 2011 Tribal Budget in the amount of \$22,171,963.00 tribal, Wells Dam \$4,757,867.00, Columbia River Initiative \$6,070,002.00 and whereas it is a directive that all pay increases for tribal employees will follow the reclassification process as identified in the tribal employee policy manual. This amount includes a 6% increase to the Burial/Fire budget. Rationale: Timelines	10 for (HM, SP, SC, EW, SA, CM, DS, RG, MM, VS) 0 AGAINST 0 ABSTENTIONS
10 sig. 2011-127.m&b/l&j	to approve the representation of the Colville Tribes and its insurance carrier by the firm Ziontz, Chestnut, Varnell, Berley & Slonim in the matter of Tonasket & Miller vs. Confederated Tribes of the Colville Reservation. Rationale: Timelines	
10 sig. 2011-141.cdc	to approve the Memorandum of Understanding (MOU) with Seattle City Light regarding the parties' agreement to determine the most appropriate mechanisms to jointly develop the Colville Tribe's proposed Woody Biomass Power Plant. The Chairman or designee is authorized to sign the MOU documents. Rationale: Timelines	10 for (EW, JS, AJ, BN, MF, CM, SA, DS,VS,MM,) 3 AGAINST (SP, HM, RG) 0 ABSTENTIONS
2011-128.nrc	Natural Resources Committee to approve the attached MOA with the Bonneville Power Administration regarding annual payments made by the BPA to the Colville Tribes under the 1994 Settlement Agreement. Chairman or designee to sign all relevant documents.	8 for (EW, SC, SP, DS, SA, HM, RG, MM) 2 Against (CM, VS) 0 Abstentions
2011-129.nrc	to approve the Realty A&D office to proceed with requesting timber cruise/appraisals for the land exchange of equal value whereby Debra Stanczak wishes to exchange her undivided interest within: a long description of the properties. And the appraisal not to exceed \$2,500.00	8 for (EW, SP, DS, SC, MM, HM, RG, VS) 0 Against 2 Abstentions (SA, CM)
2011-130.cdc	to approve the CIHA FY 10 Youth Grant for the Omak Community Center per Subrecipient Agreement in the amount of \$5,000.00; funds to be transferred in a lump sum; annual report due to CIHA at end of fiscal year. No tribal funds involved. Chairman or designee is authorized to sign pertinent documents.	10 for (EW, SC, SP, DS, CM, SA, MM, HM, VS, RG) 0 Against 0 Abstentions
2011-131.cdc	to approve the CIHA FY 10 Youth Grant for the Inchelium Community Center per Subrecipient Agreement in the amount of \$5,000.00; funds to be transferred in a lump sum; annual report due to CIHA at end of fiscal year. No tribal funds involved. Chairman or designee is authorized to sign pertinent documents	9 for (EW, SC, SP, DS, CM, SA, MM, HM, VS) 0 Against 1 Abstentions (RG)
2011-132.cdc	to approve the CIHA FY 10 Youth Grant for the Keller Community Center per Subrecipient Agreement in the amount of \$5,000.00; funds to be transferred in a lump sum; annual report due to CIHA at end of fiscal year. No tribal funds involved. Chairman or designee is authorized to sign pertinent documents.	9 for (EW, SC, SP, DS, CM, SA, MM, HM, VS) 0 Against 0 Abstentions (RG) out of room
2011-133.cdc	to approve the CIHA FY 10 Youth Grant for the Nespelem Community Center per Subrecipient Agreement in the amount of \$5,000.00; funds to be transferred in a lump sum; annual report due to CIHA at end of fiscal year. No tribal funds involved. Chairman or designee is authorized to sign pertinent documents	9 for (EW, SC, SP, DS, CM, SA, MM, HM, VS) 0 Against 0 Abstentions (RG) out of room
2011.134.cdc	to approve Social Services Program to enter into a Subrecipient Agreement with CIHA for the FY 10 funding year for the Emergency Housing Assistance Program in the amount of \$10,000.00; funds to be transferred in a lump sum; annual report due to CIHA at end of fiscal year. No Tribal funds involved. Chairman or designee is authorized to sign pertinent documents	9 for (EW, SC, SP, DS, CM, SA, MM, HM, VS) 0 Against 0 Abstentions (RG) out of room
2011-135.cdc	Approval of the FY 2011 Indian Housing Plan for expenditure of	9 for (EW, SC, SP, DS, CM, SA, MM, HM, VS)

	NAHASDA federal funds in the amount of \$3, 171,582.00, plus \$460,000.00 of program income for a total of \$3,631,582.00 fiscal year period of September 1,2010 to September 30, 2011. IHP to be submitted to HUD/Northwest Office of Native American Programs, Region X, Seattle, WA; No tribal funds involved. Chairman or designee is authorized to sign pertinent documents	0 Against 0 Abstentions (RG) out of room
2011-136.l&j	Emergency Code Amendment, Chapter 2-1, Criminal Actions. Committee Recommendations: It is the recommendation of the L&J Committee to declare that an emergency exists, for the safety and welfare of the members of the Colville Reservation and to enact the amendments for Chapter 2-1, Criminal Actions, as proposed. Chapter 2-1 is being processed utilizing CBC Procedural Rule 3 (c) where an emergency is declared to exist. Once approved, a copy shall be forwarded to the Code Reviser for certification and distribution	10 for (EW, SC, SP, DS, CM, SA, MM, HM, VS, RG) 0 Against 0 Abstentions
2011-137.l&j	to enact the amendments for Chapter 6-5, Gaming as proposed. Chapter 6-5 has been processed utilizing CBC Procedural Rule 3 (b), (e), (f) and (g) and is in the final stage. Once approved, a copy shall be forwarded to the Code Reviser for certification and distribution	10 for (EW, SC, SP, DS, SA, MM, HM, VS, RG) 1 Against (CM) 0 Abstentions
2011-138.l&j	the NEW CHAPTER 6-15 Worker's Compensation Claims Act (attached) shall officially be Enacted and be added to Title 6 Regulatory Provisions of the Colville Tribal Law & Order Code, and that the Chapter 6-15 be forwarded to the Code Reviser for Certification, and that the New Chapter 6-15 shall be effective upon certification by the Code Reviser	10 for (EW, SC, SP, DS, SA, MM, HM, VS, RG, CM) 0 Against 0 Abstentions
2011-139.cdc	the Department of Commerce has a funding opportunity available through the NTIA for its Public Telecommunications Facilities Program (PTFP). WHEREAS, the total estimated project cost for the initial establishment of the radio station (year 1) is \$479,000.00. WHEREAS, PTFP provides up to 75% of eligible project costs for a broadcast station project of the total projected amount. WHEREAS, the remaining 25% will be made up with in-kind contributions from the Tribe and through private foundations that support Native American communications and education projects. WHEREAS, funding through the PTFP requires a 10 year financial qualification statement. WHEREAS, the Colville Tribes is prepared to cover the operating costs, whether through grants or tribal funds, to ensure 10-year financial stability of the radio station. THEREFORE, it is the recommendation of the Community Development Committee to approve the submission of an application for grant funds. The Chair or designee is authorized to sign all pertinent documents	7 for (EW, DS, CM, SA, MM, VS, RG) 3 Against (SC, SP, HM) 0 Abstentions
2011-140.cdc	Whereas, the Tribes are planning a new Tribal Administrative Center on the Colville Reservation; and, WHEREAS, funding for the Center is estimated to be \$30 million; and, WHEREAS, funding opportunities including loans and grants may be available to fund the Center. THEREFORE, it is the recommendation of the CDC to direct the Executive Director to modify the contract with SparrowHawk Consulting for \$25,910 for Professional Services and related travel costs to research, identify and prepare applications to finance the Tribal Administrative Center, with funds coming from the 1/3 Wells Dam Economic Development Fund. The Chair or designee is authorized to sign all pertinent documents.	8 for (EW, RG, DS, CM, SA, MM, HM, VS) 2 Against (SP, SC) 0 Abstentions

2011-142.tg	to approve the acceptance to allow Strong Rider Loham Williams and Amani Mohammad DOB: 12-23-2010 and DOB of Strong Rider 8-19-2009. To receive the 181-D payment the applicant had a complete application on February 17, 2011. The application was misfiled with the completed application.	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions
2011-143.nrc	to support and sign the letter of intent initiated by the F&W Department to purchase Antoine Valley Ranch which contains approximately 477 acres of irrigated cropland, 2,025 acres of rangeland, and 41 acres with Fancher Dam for a total of 2,543 acres. This 2543 acre parcel valued at up to \$10,000,000 lies along Antoine Creek near Tonasket, Washington. Antoine Creek is a potentially important tributary for juvenile and adult steelhead. The benefit of this property is to protect this tributary, restore in-stream flows and allow CCT a place to do rehabilitation for adult and juvenile salmonoids as well as a place to rear juvenile steelhead at Fancher Dam. There is tremendous potential on this property for stream rehabilitation to benefit the threatened steelhead. This authorizes the Chair or designee to sign all pertinent documents.	9 for (EW, SC, DS, CM, SA, MM, HM, RG, VS) 1 Against (SP) 0 Abstentions
2011-144.nrc	whereas it the recommendation of the F&W department has implemented the Salmon Culturist Training and Management Internship Programs in order to ensure the long term success and viability of the Tribes' ongoing fish and wildlife efforts. The Natural Resources Committee recommends to allow F&W intern students to enroll in the Tribes' Medical and Life Insurance plans. Insurance premiums for CCT F&W interns will be paid by the CCT F&W program utilizing federal funds. Students will follow CCT Risk Management policies and procedures, where applicable. No Tribal dollars attached	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions
2011-145.tg	to approve the acceptance to allow Decland Hoyt Mc Ginnis DOB: To receive the 181-D payment the applicant had a complete application on February 17, 2011. The application was misfiled with the completed application.	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions
2011-146.l&j	It is the recommendation of the Law and Justice Committee for the Colville Tribes to officially endorse the appointment of Leslie Weatherhead as judge for the US District Court for the Eastern District of Washington. Secondly, the Colville Tribes endorse the appointment of Stanley Bastain. The Chairman or designee is authorized to sign any and all correspondence showing such endorsement	10 for (EW, SC, SP, DS, CM, SA, MM, HM, VS, RG) 0 Against 0 Abstentions
2011-147.l&j	An agreement with all the Federally Recognized Tribes within Washington State. The Tribes desire to use Tribal Officers from each Reservation for the purpose of providing Enforcement support and resources to address the drug and gang problems and sharing of resources to protect life and property on the reservations	10 for (EW, SC, SP, DS, CM, SA, MM, HM, VS, RG) 0 Against 0 Abstentions
2011-148.cdc	to not allow private family cemeteries on properties owned by the Colville Tribes and leased to individual Tribal Members and non Members	9 for (EW, SC, SP, DS, CM, SA, MM, HM, VS) 0 Against 0 Abstentions (RG) out of room
2011-149.m&b	to amend Resolution 2010-698 to include; Exceptions to these are: 1-Higher Education 3 rd quarter tuition and authorizes the Chair or designee to sign all necessary documents.	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions
2011-150.m&b	to assist with fund raising efforts of \$15,000.00 to the Arrow Lakes Memorial Pow-wow. This will be an annual budgeted	9 for (EW, SC, SP, DS, SA, MM, HM, RG, VS)

Special Session March 10, 2011

	event. Funds to be disbursed from the Wells Dam 1/3 Youth and Elders Account. Chairman or designee authorized to sign all pertinent documents.	1 Against (CM) 0 Abstentions
2011-151.nrc	to approve the attached organizational chart for Environmental Trust. It has already been reviewed and approved by Human Resources, the Interim ED, and the Land and Property Director	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions
2011-152.nrc	Recommendations to authorize Chairman or designee to sign MOU with the Washington State Dept. of Ecology and U.S. Bureau of Reclamation for appraisal level studies at Goose Flats and Nine mile Flats. Chairman is authorized to sign other documents directly related to completion of these appraisal studies. This project will be funded by the State of Washington.	7 for (EW, SC, SP, DS, SA, HM, VS) 3 Against (MM, CM, RG) 0 Abstentions
2011-153.nrc	to approve the final rehabilitation report for Manila Creek Fire and the remaining funds (\$134,875.16) from the specific BAER project be returned to the Bureau.	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions
2011-154.nrc	to approve the final rehabilitation report for South Omak Lake Fire and the remaining funds (\$40,238.28) from the specific BAER project be returned to the Bureau	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions
2011-155.nrc	to approve the final rehabilitation report for Manila Creek Fire and the remaining funds (\$424,006.59) from the specific BAER project be returned to the Bureau	10 for (EW, SC, SP, DS, CM, SA, MM, HM, RG, VS) 0 Against 0 Abstentions